



# Department of Justice

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**NIOBRARA MAN SENTENCED FOR HIS CONVICTION FOR D.U.I. RESULTING IN DEATH  
AND SERIOUS BODILY INJURIES**

September 12, 2011

Contact: Jan Sharp, Criminal Chief  
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United States Attorney Deborah R. Gilg announced that Mark Henry, 21, of Niobrara, Nebraska, was sentenced on September 12, 2011, to 37 months in prison by United States District Judge Laurie Smith Camp for his conviction of motor vehicle homicide and driving under the influence resulting in serious bodily injuries. Henry was also ordered to pay restitution in the amount of \$11,273 to cover expenses paid by the Santee Sioux Tribe for burial expenses of one victim and medical bills of a second victim. In addition to his prison term, Henry will serve three years of supervised release following his release from prison. During the first year of Henry's supervised release term, he will be prohibited from driving except to go to school or work. Should Henry elect to drive during the first year of his supervised release term, he will be required to install an interlock device on his vehicle which will test to determine whether he is under the influence of alcohol before the vehicle can be operated.

On March 20, 2011, Henry was drinking from about 2 p.m. until about 9:30 p.m before deciding to go for a drive on the Santee Sioux Indian Reservation near Niobrara, Nebraska with two other persons. As Henry drove into Santee, he was traveling at a high rate of speed. Henry lost control of the vehicle and it flipped several times before coming to a rest 159 feet from the roadway. Henry and his passengers were thrown from the vehicle. One passenger died from his injuries while a second passenger sustained serious bodily injuries. Henry's blood alcohol content was determined to be .295.

Henry and his passengers were members of the Santee Sioux Tribe.

This case was investigated by the Federal Bureau of Investigation and the Santee Sioux Police.

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